

## Adjournment

The President announced the purpose of the Joint Session having been concluded and declared the Senate at 2:26 o'clock p.m. would stand adjourned until 10.00 o'clock a.m. tomorrow in accordance with a motion previously adopted in the Senate.

## THIRTY-SEVENTH DAY

(Thursday, March 20, 1969)

The Senate met at 10:00 o'clock a.m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Hall

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

## Leave of Absence

Senator Hall was granted leave of absence for today on account of important business on motion of Senator Word.

## Reports of Standing Committees

Senator Moore submitted the following report:

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 269, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOORE, Chairman.

Senator Cole submitted the following report:

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Youth Affairs, to which was referred S. R. No. 307, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

COLE, Chairman.

Senator Connally submitted the following reports:

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred S. B. No. 338, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred S. B. No. 326 have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred S. B. No. 325, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Parks and Wildlife, to which was referred S. B. No. 324, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

CONNALLY, Chairman.

C. S. S. B. No. 324 was read the first time.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on County, District and Urban Affairs, to which was referred H. B. No. 39, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CONNALLY, Chairman  
WORD

Senator Aikin submitted the following reports:

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 535, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Educa-

tion, to which was referred S. B. No. 530, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 498, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 449, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 399, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 303, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred S. B. No. 292, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 241, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 338, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended, and be printed.

AIKIN, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Education, to which was referred H. B. No. 3, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senator Creighton submitted the following reports:

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred H. B. No. 273, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 482, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 340, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 241, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

CREIGHTON, Chairman.

C. S. S. B. No. 241 was read the first time.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 242, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 243, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 244, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 245, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: We, your Committee on Water and Conservation, to which was referred S. B. No. 246, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be printed.

CREIGHTON, Chairman.

#### Message From the House

Hall of the House of Representatives,  
Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 24, Providing for the

continuation of the Texas Surplus Property Agency in the fiscal years 1969-1970 and 1970-1971.

H. C. R. No. 12, Officially designating the State Gem and the State Stone.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Senate Bills on First Reading

The following local bills were introduced, read first time and referred to the Committee indicated:

By Senator Schwartz:

S. B. No. 692, A bill to be entitled "An Act re-establishing and re-creating Brazoria County Drainage District Number Three, of Brazoria County, Texas, as "Brazoria County Conservation and Reclamation District Number Three," subject to the provisions of this Act; providing that such District is a conservation and reclamation district under the provisions of Article XVI, Section 59 of the Constitution of Texas; providing that the boundaries of the District shall be the same as those of Brazoria County Drainage District Number Three; determining and finding benefits to the land and other property within the District; finding that the boundaries of the District form a closure; providing its purposes of existence; conferring rights, powers, privileges, authorities and functions upon the District; providing for the use of public roadways, streets, alleys and public easements; providing that the District shall bear the sole expense of the relocation of certain facilities and properties in the exercise of the power of eminent domain; providing that the District may acquire by purchase, gift, or condemnation, lands and easements located within or outside the District to accomplish the lawful purposes of the District; providing for its governing body, the terms of office, the election of the members of the governing body, their compensation, and related matters; providing that the District shall take over certain properties, liabilities, assets and taxes; providing for the power to contract with and to receive grants or loans from the United States of America, the State of Texas, and others, and making provisions for such

contracts, grants or loans; providing that no existing contracts of Brazoria County Drainage District Number Three shall be impaired; providing for the power to borrow money and to issue bonds; providing for the appointment of a depository; providing for a system of accounts and an audit thereof; providing that the bonds of the District are eligible investments and security; providing that this Act prevail over any inconsistent General Law; finding that the District will serve a public use and benefit; finding that the requirements of Article XVI, Section 59 of the Constitution have been accomplished; providing that the enactment of this Act is essential and necessary to the preservation and conservation of natural resources; providing means of annexing land to the District; providing for the levy, assessment and collection of ad valorem taxes by the District; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Schwartz:

S. B. No. 693, A bill to be entitled "An Act validating all governmental acts of the Board of Directors of the Blue Ridge Municipal Utility District or relating to the District; specifically validating the appointment or election of Directors of the District, all elections and hearings, all bonds of the District, the deletion and addition of lands to the District, and the boundaries thereof; finding that the boundaries of the District form a closure; finding that all property will be benefited thereby; amending Section 11 of Article 8280-365, V.T.C.S., to grant the District the power to contract for the purchase and/or sale of water, to levy, collect and pledge taxes for the payment of all obligations incurred under contracts to purchase water, to contract for the transportation, treatment and disposal of wastes to accomplish, among other purposes, the purposes of the Regional Waste Disposal Act, and making said Act applicable to the District and to contract with the City of Houston; providing that this Act shall not validate any act or proceeding which is the subject of litigation; finding that the requirements of Article 16, Section

59(d) of the Constitution have been accomplished; providing a severability clause; enacting other provisions relating to the subject; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Schwartz:

S. B. No. 694, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas to be known as "Post Oak Road Municipal Utility District"; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution shall be applicable to the District; providing for notice of elec-

tions; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V.T.C.S., shall be applicable; finding that the requirements of Article 16, Section 59 (d) of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Schwartz:

S. B. No. 695, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas to be known as "McHard Road Municipal Utility District"; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for

the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or non-contiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution shall be applicable to the District; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V.T.C.S., shall be applicable; finding that the requirements of Article 16, Section 59(d) of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Schwartz:

S. B. No. 696, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas to be known as "Burlington Colony Municipal Utility District"; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for

the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution shall be applicable to the District; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V.T.C.S., shall be applicable; finding that the requirements of Article 16, Section 59(d) of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Schwartz:

S. B. No. 698, A bill to be entitled "An Act validating all proceedings and actions taken in the creation of the "Ridgemont Municipal Utility District" and the purposes for which it was created; validating the appointment or election of directors; validating all proceedings and actions taken by the Board of Directors of the District, howsoever constituted; validating all hearings, elections and exclusions; validating the boundaries of the District; finding that the boundaries of the District form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; provid-

ing for the power to contract and making provision for such contracts, providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that the District shall have the power to levy, collect and pledge taxes for the payment of all obligations incurred under contracts to purchase water; providing for continuing supervision by the State through the Texas Water Rights Commission; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing that the bonds of the District are eligible investments and security; providing that this Act shall not validate any act or proceeding which is the subject of litigation; finding that the requirements of Article 16, Section 59(d) of the Constitution have been accomplished; providing a severability clause; enacting other provisions relating to the subject; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Schwartz:

S. B. No. 699, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas to be known as "Cherry Hill Municipal Utility District"; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of

directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution shall be applicable to the District; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V.T.C.S., shall be applicable; finding that the requirements of Article 16, Section 59(d) of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Schwartz:

S. B. No. 700, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas to be known as 'Green Ridge Municipal Utility District'; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water Rights Commission; providing for the power to contract and making provision for

such contracts; providing that taxes may be levied, collected and pledged to support contracts to purchase water; providing that the Regional Water Disposal Act shall be applicable; providing that no confirmation election is necessary; providing for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution shall be applicable to the District; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V.T.C.S., shall be applicable; finding that the requirements of Article 16, Section 59(d) of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

#### Senate Bill 701 on First Reading

Senator Ratliff moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.



The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Hall

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senators Ratliff and Jordan:

S. B. No. 701, A bill to be entitled "An Act creating the American Revolution Bicentennial Commission (of Texas); prescribing its powers and duties; making an appropriation; and declaring an emergency."

To the Committee on Finance.

Senate Bill 697 on First Reading

Senator McKool moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Harris
Bates	Hazlewood
Bernal	Herring
Berry	Hightower
Blanchard	Jordan
Bridges	Kennard
Brooks	Mauzy
Christie	McKool
Cole	Moore
Connally	Patman
Creighton	Ratliff
Grover	Schwartz
Harrington	Snelson

Strong  
Watson

Wilson  
Word

Absent—Excused

Hall

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senators McKool, Mauzy and Harris:

S. B. No. 697, A bill to be entitled "An Act amending Article 2137, Vernon's Annotated Civil Statutes of Texas, and Article 35.04, Code of Criminal Procedure of Texas, 1965, by providing an alternative method for claiming exemptions from jury service; prescribing a penalty for false statements made in connection with such claims; and declaring an emergency."

To the Committee on Jurisprudence.

House Concurrent Resolution 64 on  
Second Reading

On motion of Senator Harrington, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 64, Congratulating Paul P. Layfield for his loyalty to Texas, and for his imagination and skill in writing the song, "The Great Toledo."

The resolution was read.

On motion of Senator Harrington and by unanimous consent the resolution was considered immediately and was adopted.

House Concurrent Resolution 69 on  
Second Reading

On motion of Senator Grover, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 69, Commending the Texas Parks and Wildlife Commission.

The resolution was read.

On motion of Senator Grover, and by unanimous consent, the resolution was considered immediately and was adopted.

**House Concurrent Resolution 68 on  
Second Reading**

On motion of Senator Bridges and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 68—Congratulating Texas A & I Javelinas.

The resolution was read.

On motion of Senator Bridges, and by unanimous consent, the resolution was considered immediately and was adopted.

**Senate Resolution 307 Ordered Not  
Printed**

On motion of Senator Cole and by unanimous consent S. R. No. 307 was ordered not printed.

**Senate Resolution 307 on  
Second Reading**

On motion of Senator Cole and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

S. R. No. 307—Authorizing chairman of Senate Youth Affairs Committee to give permission to the Texas Council of the National Council on Crime and Delinquency to interview certain State agencies.

The resolution was read and was adopted.

**House Bill 287 on Second Reading**

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 287, A bill to be entitled "An Act concerning vocational rehabilitation defining certain terms, providing for authority of the State agency administering a program of vocational rehabilitation to supply extended rehabilitation services, etc., and declaring an emergency."

The bill was read second time.

Senator Word offered the following amendment to the bill:

Amend H. B. 287, Page 2, Section

7, by adding a new sentence as follows:

"Any not for profit agency operating an extended community residence facility under this Act shall file annually its budget showing salaries paid and expenditures with the office of the State Auditor of the State of Texas."

The amendment was read and was adopted.

On motion of Senator Jordan, and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to third reading.

**House Bill 287 on Third Reading**

Senator Jordan moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 287 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Yeas—30

Aikin	Blanchard
Bates	Bridges
Bernal	Brooks
Berry	Christie

Cole	• Mauzy
Connally	McKool
Creighton	Moore
Grover	Patman
Harrington	Ratliff
Harris	Schwartz
Hazlewood	Snelson
Herring	Strong
Hightower	Watson
Jordan	Wilson
Kennard	Word

Absent—Excused

Hall

#### Message From the House

Hall of the House of Representatives,  
Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 73, A bill to be entitled "An Act amending subsection (6) of Section 3, of Chapter 154, Acts of the Fifty-second Legislature, Regular Session, 1951 (codified as Article 4590e, Vernon's Texas Civil Statutes,) known as the Healing Art Identification Act; etc.; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Vote on Final Passage of Senate Resolution 307 Reconsidered

On motion of Senator Cole and by unanimous consent the vote by which S. R. No. 307 was finally passed today was reconsidered.

Question—Shall S. R. No. 307 be finally passed?

#### Message From the House

Hall of the House of Representatives,  
Austin, Texas,  
March 20, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 381, A bill to be entitled "An Act authorizing the issuance of

revenue bonds to provide hospital facilities for any hospital district in certain counties created pursuant to any section of Article IX of the Texas Constitution; etc.; and declaring an emergency."

(With amendments.)

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Senate Bill 110 with House Amendment

Senator Cole called S. B. No. 110 from the President's table for consideration of the House amendment to the bill.

The President Pro Tempore laid the bill and the following House amendment before the Senate:

#### Committee Amendment No. 1

Amend Senate Bill No. 110 as follows:

(1) By removing the period at the end of the first sentence of Section 3 and replacing said period with a comma, and adding the words "except for those matters relating to individuals whose handicaps or disabilities are of a visual nature."

(2) By inserting in the second sentence of Section (3) the words "to individuals whose handicaps or disabilities are not of a visual nature" between the words "related services" and "shall coordinate" in said sentence.

(3) By inserting the word "public" between the words "all" and "monies" in the second sentence of Section 10 and adding the following sentence at the end of said section: "The State Auditor shall regularly audit all accounts established by the commission in local depositories, to assure that non-public funds made available to the commission through gift or bequest, by local organizations desiring to participate in projects for the handicapped authorized in subsection (b) of Section 6 of Article XVI of the Texas Constitution, or by endowment or otherwise, are expended in a manner consistent with the purposes of this act, and the commission shall comply with such reporting procedures as the State Auditor might prescribe for the commission's acceptance, hold-

ing, investment and use of non-public funds."

The House amendment was read.

Senator Cole moved that the Senate concur in the House amendments.

The motion prevailed.

#### House Bill 104 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 104, A bill to be entitled "An Act relating to the penalty for transportation by motor vehicle for compensation or hire without first obtaining a permit from the Texas Railroad Commission, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

#### Record of Votes

Senators Bates, Moore, Connally, Word and Hazlewood asked to be recorded as voting "Nay" on the passage of the bill to third reading.

#### House Bill 104 on Third Reading

Senator Hightower moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 104 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—25

Aikin	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Patman
Christie	Ratliff
Cole	Schwartz
Creighton	Snelson
Grover	Watson
Harrington	Wilson
Harris	Word
Herring	

#### Nays—5

Bates	Moore
Connally	Strong
Hazlewood	

#### Absent—Excused

#### Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Record of Votes

Senators Bates, Moore, Connally, Word, Hazlewood and Aikin asked to be recorded as voting "Nay" on the final passage of the bill.

#### House Bill 64 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 64, A bill to be entitled "An Act fixing the maximum and minimum salary for official shorthand reporters for 18th Judicial District, etc., and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 64 on Third Reading

Senator Word moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 64 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

#### Absent—Excused

#### Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Hall

#### House Bill 154 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 154, A bill to be entitled "An Act relating to and fixing the minimum and maximum salary of the official shorthand reporter for the 155th Judicial District of Texas; providing for severability; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 154 on Third Reading

Senator Moore moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 154 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Christie
Bates	Cole
Bernal	Connally
Berry	Creighton
Blanchard	Grover
Bridges	Harrington
Brooks	Harris

Hazlewood	Patman
Herring	Ratliff
Hightower	Schwartz
Jordan	Snelson
Kennard	Strong
Mauzy	Watson
McKool	Wilson
Moore	Word

Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Hall

#### House Bill 278 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 278, A bill to be entitled "An Act prescribing the minimum and maximum salary to be paid to the official court reporter for the 62nd Judicial District; prescribing the method of fixing and paying such salary; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 278 on Third Reading

Senator Aikin moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 278 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

## Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

## House Bill 277 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 277, A bill to be entitled "An Act prescribing the minimum and maximum salary to be paid to the official court reporter for the 6th Judicial District; prescribing the method of fixing and paying such salary; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 277 on Third Reading

Senator Aikin moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 277 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—30

Aikin	Connally
Bates	Creighton
Bernal	Grover
Berry	Harrington
Blanchard	Harris
Bridges	Hazlewood
Brooks	Herring
Christie	Hightower
Cole	Jordan

Kennard	Schwartz
Mauzy	Snelson
McKool	Strong
Moore	Watson
Patman	Wilson
Ratliff	Word

## Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

## House Bill 33 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 33, A bill to be entitled "An Act relating to the purchasing procedures in counties having a population not less than 350,000 and not more than 650,000; amending Chapter 2, Title 34, Revised Civil Statutes of Texas, 1925, to add a new Article 1659b; and declaring an emergency."

The bill was read second time and was passed to third reading.

## House Bill 33 on Third Reading

Senator Creighton moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 33 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

## Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

## Absent—Excused

Hall

## House Bill 121 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 121, A bill to be entitled "An Act relating to branch offices for county tax assessors and collectors in certain counties; and declaring an emergency."

The bill was read second time and passed to third reading.

## House Bill 121 on Third Reading

Senator Wilson moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 121 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—30

Aikin	Grover
Bates	Harrington
Bernal	Harris
Berry	Hazlewood
Blanchard	Herring
Bridges	Hightower
Brooks	Jordan
Christie	Kennard
Cole	Mauzy
Connally	McKool
Creighton	Moore

Patman	Strong
Ratliff	Watson
Schwartz	Wilson
Snelson	Word

## Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

## Absent—Excused

Hall

## Senate Resolution 307 on Second Reading

On motion of Senator Cole, and by unanimous consent, the President Pro Tempore laid before the Senate on its second reading S. R. No. 307.

Question—Shall S. R. No. 307 be adopted?

Senator Cole offered the following Committee Amendment to the resolution:

Amend S. R. 307 by striking the last two lines of the last paragraph of the resolution and substituting therefor the following:

"Council, the Texas Department of Corrections, and such other state and local entities as the Senate Youth Affairs Committee and its chairman may deem desirable, all after prior consultation and approval of the chairman of the Senate Youth Affairs Committee."

The Committee Amendment was read and was adopted.

The resolution as amended was again adopted.

#### House Bill 120 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 120, A bill to be entitled "An Act relating to the compensation of the official shorthand reporters for the 3rd and 87th Judicial Districts of Texas; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 120 on Third Reading

Senator Wilson moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 120 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

#### Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—30

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally
Blanchard	Creighton
Bridges	Grover

Harrington	Moore
Harris	Patman
Hazlewood	Ratliff
Herring	Schwartz
Hightower	Snelson
Jordan	Strong
Kennard	Watson
Mauzy	Wilson
McKool	Word

#### Absent—Excused

Hall

#### House Bill 289 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 289, A bill to be entitled "An Act providing for the compensation of the official shorthand reporters of the 2nd and 145th Judicial Districts of Texas; providing the manner of payment; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 289 on Third Reading

Senator Wilson moved that Senate Rule 30 and the Constitutional Rule requiring bills to be read on three several days be suspended and that H. B. No. 289 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

#### Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.



The bill was read third time and was passed by the following vote:

Yeas—30

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Harrington	Watson
Harris	Wilson
Hazlewood	Word

Absent—Excused

Hall

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
March 20, 1969,

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. B. No. 27, A bill to be entitled "An Act amending, revising and repealing in part, Articles I and II of the Texas Liquor Control Act (Articles 666-1 to 667-33, Vernon's Texas Penal Code), to improve its administration and enforcement; providing for severability; providing for repeal of laws in conflict; and declaring an emergency." (With amendments.)

S. B. No. 128, A bill to be entitled "An Act relating to the appointment of an executive director of the Industrial Commission; amending Article 5185, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### House Bill 336 on Second Reading

On motion of Senator Bridges and by unanimous consent, the regular or of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 336, A bill to be entitled "An Act validating proceedings heretofore had by cities in Texas for the issuance of certain revenue bonds and ad valorem tax bonds; validating bonds to be issued pursuant to such proceedings; authorizing the adoption of proceedings necessary to complete the issuance of such bonds; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 336 on Third Reading

Senator Bridges moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that H. B. No. 336 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—27

Bates	Hightower
Bernal	Jordan
Berry	Kennard
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Cole	Patman
Connally	Ratliff
Creighton	Schwartz
Grover	Snelson
Harrington	Strong
Harris	Watson
Hazlewood	Wilson
Herring	

Nays—3

Aikin	Word
Blanchard	

Absent—Excused

Hall

The President Pro Tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Bates	Grover
Bernal	Harrington
Berry	Harris
Bridges	Hazlewood
Brooks	Herring
Christie	Hightower
Cole	Jordan
Connally	Kennard
Creighton	McKool

Moore	Snelson
Patman	Strong
Ratliff	Watson
Schwartz	Wilson

Nays—4

Aikin	Mauzy
Blanchard	Word

Absent—Excused

Hall

Senate Bill 27 with House Amendments

Senator Bates called S. B. No. 27 from the President's table for consideration of the House amendments to the bill.

The President Pro Tempore laid the bill and the following House amendments before the Senate:

## Committee Amendment No. 1

Amend S. B. 27, Sec. 17, A, 1 by striking out (b) and substituting in lieu thereof the following:

"(b) The tax on liquor, other than ale or malt liquor, imported into this State, shall become due and payable and shall be paid by the permit holder on or before the 15th day of the month following the 'first sale,' which term, for the purpose of this section, shall mean the first actual sale by the holder of any wholesalers' permit to the holder of any other permit authorizing the retail sale of the beverage to be taxed."

## Committee Amendment No. 2

Amend S. B. 27 by adding a new Section to be numbered Section 17A to follow Section 17 of the bill, to read as follows:

"Section 17A. Article II, Texas Liquor Control Act (Articles 667-1 through 667-33, Vernon's Texas Penal Code), is amended by adding a new Section 5C to read as follows:

'Section 5C. Every Retail Dealer's On-Premise License and Wine and Beer Retailer's Permit shall contain the name of the individual natural person holding such license or permit; or, if the holder not be an individual natural person, such license or permit shall designate the name of the individual partner, officer, trustee or receiver who is primarily responsible for the management of the premises. Every such license and

permit shall contain a photograph of the individual natural person holding such license or permit; or, if the holder not be an individual natural person, the designated natural person named therein. Such photograph shall be not more than two years old and shall be furnished by the licensee or permittee. The Board is hereby vested with the power to prescribe the size and nature of such photograph, the manner of furnishing same, and the method of affixing such photograph to the license or permit.'"

## Committee Amendment No. 3

Amend S. B. 27 by adding a new Section 17B to follow Section 17A of the bill to read as follows:

"Section 17B, Article II, Texas Liquor Control Act (Article 667-1 through 667-33 Vernon's Texas Penal Code), is amended by adding a new Section 5D to read as follows:

'Section 5D. Every applicant for an original Retail Dealer's On-Premise License or Wine and Beer Retailer's Permit shall submit to the County Judge of the county in which the applicant resides to engage in such business a complete set of finger prints of the individual natural person applying for such license or permit; or, if the applicant is not an individual natural person, a complete set of finger prints of the individual partners, officer, trustee or receiver who is to be primarily responsible for the management of the premises. Said County Judge shall no later than the next calendar day after receiving said prints forward same by U.S. mail to the Texas Department of Public Safety who shall cause same to be classified and checked against those in their fingerprint files. The Department of Public Safety shall forthwith certify their findings concerning the criminal record of the applicant or the lack of same, as the case may be, to said County Judge. No such license or permit shall be issued until said certification is made to said County Judge by the Texas Department of Public Safety. The sheriff of any county in Texas, or any District Office of the Texas Liquor Control Board, shall take the fingerprints of any applicant for an original Retail Dealer's On-Premise License or Wine and Beer Retailer's Permit without charge on forms approved by and furnished by the Texas Department of Public Safety and forthwith de-

liver same to the County Judge of the county where the applicant desires to engage in such business'."

#### Committee Amendment No. 4

Amend S. B. 27 by adding a new Section to be numbered Section 17C to follow Section 17B of the bill, to read as follows:

"Section 17C. Article II, Texas Liquor Control Act (Articles 667-1 through 667-33, Vernon's Texas Penal Code), is amended by adding a new Section 5E to read as follows:

'Section 5E. Upon original application being made for a Retail Dealer's On-Premise License or a Wine and Beer Retailer's Permit the County Judge shall notify the Texas Liquor Control Board, the Sheriff, and the Chief of Police of the incorporated city in which, or nearest which, the premises are to be located under such license or permit, of all hearings before the Judge concerning such application. The individual natural person applying for such license or permit; or, if the applicant not be an individual natural person, the individual partner, officer, trustee or receiver who is to be primarily responsible for the management of the premises, shall be required to attend any hearing involving the application.'"

#### Committee Amendment No. 5

Amend S. B. 27 by adding a new Section to be numbered Section 17D to follow Section 17C of the bill, to read as follows:

"Section 17D. Article II, Texas Liquor Control Act (Articles 667-1 through 667-33, Vernon's Texas Penal Code), is amended by adding a new Section 5F to read as follows:

'Section 5F. (a) The County Judge shall refuse any original application for a Retail Dealer's On-Premise License or a Wine and Beer Retailer's Permit if he finds that the individual applicant, or the spouse of such applicant, has at any time during the three years next preceding the filing of such application been finally convicted of a felony, or any of the following offenses:

- '(1) prostitution;
- '(2) vagrancy convictions involving moral turpitude;

- '(3) bookmaking;
- '(4) gambling (gaming);
- '(5) any offense involving narcotics or other dangerous drugs;

'(6) violations of the Texas Liquor Control Act resulting in the cancellation of a license or permit, or a fine of not less than Five Hundred Dollars (\$500);

'(7) more than three violations of the Texas Liquor Control Act relating to minors;

'(8) bootlegging;

'(9) violation of penal law involving firearms or other deadly weapons of if he finds that three years has not elapsed since the termination of any sentence, parole or probation served by the applicant, or the spouse of such applicant, as the result of a felony prosecution, or prosecution for any type of offense named herein.

'(b) The Texas Liquor Control Board shall refuse to issue any renewal of a Retail Dealer's On-Premise License or a Wine and Beer Retailer's Permit if it finds that the individual applicant, or the spouse of such applicant, has at any time during the three years next preceding the filing of application for such renewal been finally convicted of a felony, or any of the offenses listed in Subsection (a) of this Section, or if it finds that three years has not elapsed since the termination of any sentence, parole or probation served by the applicant, or the spouse of such applicant, as the result of a felony prosecution, or prosecution for any type of offense named in Subsection (a) of this Section.

'(c) The word 'applicant' as used in this Section shall mean the individual natural person, if any, holding or applying for such license or permit; or, if the holder or applicant not be an individual natural person, the individual partner, officer, trustee or receiver who is primarily responsible for the management of the premises.'"

#### Floor Amendment No. 1

Substitute for Committee Amendment No. 6:

Amend S. B. 27 by adding a new section to be numbered Section 17E to follow Section 17D of the bill to read as follows:

"Section 17E. Article 1, Texas Liquor Control Act (Article 666-1 to 666-

57, Vernon's Texas Penal Code), is amended by adding a new Section 7d to read as follows:

Section 7d. No person including members of the Legislature at any time during his term of office may appear for compensation before the Liquor Control Board on an appeal to the Board in any representative capacity for any person, firm or corporation being heard by the Board unless and until he files an affidavit supplied by the Board to this effect and makes a full disclosure of whom he is representing and that he is being compensated for same. The Board shall provide such forms and these records shall be a matter of public record with the Board."

#### Committee Amendment No. 7

Amend Senate Bill No. 27 by adding to quoted Subsection (14) in Section 5 of the printed bill a new Subdivision (f) to read as follows:

"(f) Upon attaining the age of twenty-one (21) years, any person who during his minority was convicted of not more than one violation of the Texas Liquor Control Act is eligible to have the conviction expunged from his record upon making application to the judge of the court in which he was convicted. The application shall contain the applicant's sworn statement that during his minority he was not convicted of any violation of the Texas Liquor Control Act other than that sought to be expunged from his record. If it appears to the court that applicant's statement is true and correct, the court shall order the conviction expunged from his record along with all complaints, verdicts, sentences and other documents relating thereto. After the court has entered the order, the applicant is released from all disabilities resulting from the conviction, and the fact of the conviction shall not be shown or inquired into for any purpose."

#### Floor Amendment No. 2

Amend S. B. 27 by adding a new Section 16a to read as follows:

Sec. 16a. Section 18 of Article I of the Texas Liquor Control Act, Acts 1935, Forty-fourth Legislature, Second Called Session, as amended (codified as Article 666-18, Vernon's Annotated Penal Code of the State of Tex-

as) is hereby amended so as to hereafter read as follows:

"Section 18. No person who has not been a citizen of Texas for a period of three (3) years immediately preceding the filing of his application therefor shall be eligible to receive a permit under this Act. No permit except a Brewer's Permit, and such other licenses and permits as are necessary to the operation of a Brewer's Permit, shall be issued to a corporation unless the same be incorporated under the laws of the State and unless at least fifty-one (51%) per cent of the stock of the corporation is owned at all times by citizens who have resided within the State for a period of three (3) years and who possess the qualifications required of other applicants for permits; provided, however, that the restrictions contained in the preceding clause shall not apply to domestic or foreign corporations that were engaged in the legal alcoholic beverage business in this State under charter or permit prior to August 24, 1935. Partnerships, firms, and associations applying for permits shall be composed wholly of citizens possessing the qualifications above enumerated. Any corporation (except carrier) holding a permit under this Act which shall violate any provisions hereof, or any rule or regulation promulgated hereunder, shall be subject to forfeiture of its charter and it shall be the duty of the Attorney General, when any such violation is called to his attention, to file a suit for such cancellation in a District Court of Travis County. Such provisions of this section as requires Texas citizenship or require incorporation in Texas shall not apply to the holders of agent's, industrial, medicinal and carrier's permits. No person shall sell, warehouse, store or solicit orders for any liquor in any wet area without first having procured a permit of the class required for such privilege, or consent to the use of or allow his permit to be displayed by or used by any person other than the one to whom the permit was issued. It is the intent of the Legislature to prevent subterfuge ownership of or unlawful use of a permit or the premises covered by such permit; and all provisions of the Texas Liquor Control Act shall be liberally construed to carry out this intent, and it shall be the duty of the Board or the Administrator to provide strict adherence to the

general policy of preventing subterfuge ownership and related practices hereinafter declared to constitute unlawful trade practices. No applicant for a Package Store Permit or a renewal thereof shall have authority to designate as 'premise' and the Board or Administrator shall not approve a lesser area than that specifically defined as 'premise' in Section 3-a(7) of Article I of the Texas Liquor Control Act as enacted by the 44th Legislature, 2nd Called Session, 1935. Every permittee shall have and maintain exclusive occupancy and control of the entire licensed premises in every phase of the storage, distribution, possession, and transportation and sale of all alcoholic beverages purchased, stored or sold on the licensed premises. Any device, scheme or plan which surrenders control of the employees, premises or business of the permittee to persons other than the permittee shall be unlawful. No person under the age of twenty-one (21) years, unless accompanied by his or her parent, guardian, adult husband or adult wife, or other adult person into whose custody he or she has been committed for the time by some Court, shall knowingly be allowed on the premises of the holder of a Package Store Permit. Any permittee who shall be injured in his business or property by reason of anything prohibited in this section may institute suit in any district court in the county wherein the violation is alleged to have occurred to require enforcement by injunctive procedures and/or to recover threefold the damages by him sustained; plus costs of suit including a reasonable attorney's fee."

The House amendments were read.

Senator Bates moved that the Senate concur in the House amendments.

The motion prevailed.

#### Bills and Resolution Signed

The President Pro Tempore announced the signing by the President in the presence of the Senate after the captions had been read, the following enrolled bills and resolution:

S. B. No. 93, A bill to be entitled "An Act transferring control and management of West Texas State University from the Board of Regents, State Senior Colleges, to a

new body to be called Board of Regents, West Texas State University, subject to the approval of the Coordinating Board, Texas College and University System; etc.; and declaring an emergency."

S. B. No. 11, A bill to be entitled "An Act relating to the use of tires with protruberances on public highways; amending Subsection (c), Section 135, Chapter 421, Acts of the 50th Legislature, Regular Session, 1947 (Article 6701d, Vernon's Texas Civil Statutes); and declaring an emergency."

S. C. R. No. 42, Granting either House of the Legislature permission to adjourn from Thursday, April 3, 1969, to Tuesday, April 8, 1969.

#### House Bill on First Reading

The following bill received from the House, was read the first time and referred to the Committee indicated:

H. B. No. 137, To Committee on State Affairs.

#### Senate Bill 702 on First Reading

By unanimous consent, the following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Schwartz:

S. B. No. 702, A bill to be entitled "An Act creating and establishing a Conservation and Reclamation District under and essential to the purposes of Article 16, Section 59 of the Constitution of Texas to be known as "Court Road Municipal Utility District"; declaring the District a governmental agency and body politic and corporate; defining the boundaries; finding that the boundaries of the district form a closure; finding that all property within the District will be benefited thereby; conferring rights, powers, privileges, authorities and functions upon the District; providing for continuing supervision by the State through the Texas Water Rights Commission; providing for the power to contract and making provision for such contracts; providing that taxes may be levied, collected, and pledged to support contracts to purchase water; providing that the Regional Waste Disposal Act shall be applicable; providing that no confirmation election is necessary; pro-

viding for a hearing on exclusions; providing that the District shall use the ad valorem plan of taxation; providing for addition or annexation of land; providing for the appointment, election and powers of a board of directors and related matters; providing for compliance with Article 7880-139, V.T.C.S.; providing for the power to borrow money, issue bonds, invest surplus funds and related matters; providing for the power of eminent domain, the use of public roadways, streets, alleys and public easements and the District bearing the expense of relocation of certain properties and facilities; providing for the appointment of depositories and a system of accounts and an audit thereof; providing for district offices; providing that powers may be exercised within or without the District boundaries in contiguous or noncontiguous areas; providing for minimum price of bonds; providing that no general law, including Article 7880-77b, V.T.C.S., pertaining to dissolution shall be applicable to the District; providing for notice of elections; providing for canvassing elections; providing that the bonds of the District are eligible investments and security; providing that the Municipal Annexation Act is not applicable to the creation of the District but that Article 1182c-1, V. T. C. S., shall be applicable; finding that the requirements of Article 16, Section 59(d) of the Constitution have been accomplished; finding that the District will be carrying out an essential public function and providing that District properties and purchases are tax-free; enacting other provisions related to the aforementioned subject; providing a severability clause; and declaring an emergency."

To the Committee on Water and Conservation.

#### House Bill 10 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to third reading:

H. B. No. 10, A bill to be entitled "An Act amending Section 3, Chapter 36, Acts of the 60th Legislature, Regular Session, 1967 (Article 1066c, Vernon's Texas Civil Statutes); changing the time required between adoption or abolition of local sales tax elections; and declaring an emergency."

The bill was read second time.

Question—Shall H. B. No. 10 be passed to third reading?

#### Welcome and Congratulatory Resolutions

S. R. No. 341—By Senator Herring: Extending congratulations and good wishes to the Daughters of Charity and Citizens of Austin on the occasion of groundbreaking ceremonies of Seton Hospital.

S. R. No. 342—By Senator Bates: Extending congratulations to the City of Edinburg on its selection as 1968 All-America City.

S. R. No. 343—By Senator McKool: Extending congratulations to Science Fair winners of McWhorter Elementary School of Mesquite.

S. R. No. 344—By Senator McKool: Extending congratulations to Thressa Bedingfield on winning Spelling Bee.

S. R. No. 345—By Senator Watson: Extending welcome to Travis Lattner of Groesbeck.

S. R. No. 346—By Senator Watson: Extending welcome to F. L. Pittillo of Waco.

S. R. No. 347—By Senator Watson: Extending welcome to Mrs. L. H. Berry.

S. R. No. 348—By Senator Brooks: Extending congratulations to Mrs. Joan Johnson for her community spirit and for her service to the City of Baytown.

S. R. No. 349—By Senator Brooks: Extending appreciation to J. B. Dannenbaum for his distinguished service and congratulations on his selection as "Engineer of the Year" by the Texas Society of Professional Engineers.

S. R. No. 350—By Senator Watson: Extending welcome to Sam Degelia.

S. R. No. 351—By Senator Watson: Extending welcome to Mrs. Jean Foley of Mart.

S. R. No. 352—By Senator Watson: Extending welcome to Jim Bowmer of Temple.

S. R. No. 353—By Senator Christie: Extending appreciation to Amigos

Magazine for its contribution to the stimulation of tourism and cultural education between the Republic of Mexico and the United States.

S. R. No. 354—By Senator Christie: Commending Father Joseph C. Rowan for his dedication to the welfare of all mankind.

### Adjournment

On motion of Senator Mauzy the Senate at 11:47 o'clock a.m. adjourned until 10:30 o'clock a.m. Monday, March 24, 1969.

### APPENDIX

#### Sent to Governor

March 20, 1969

S. B. No. 93

S. B. No. 11

S. C. R. No. 42

### THIRTY-EIGHTH DAY

(Monday, March 24, 1969)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

(President Pro Tempore in the Chair.)

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, March 20, 1969, was dispensed with and the Journal was approved.

### Senate Bill 703 on First Reading

Senator Wilson moved that Senate Rule 108 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Cole	Ratliff
Connally	Schwartz
Creighton	Snelson
Grover	Strong
Hall	Watson
Harrington	Wilson
Harris	Word
Hazlewood	

The following bill was then introduced, read first time and referred to the Committee indicated:

S. B. No. 703, A bill to be entitled "An Act relating to bank holding companies; and declaring an emergency."

To the Committee on Banking.

### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
March 24, 1969.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 19, A bill to be entitled "An Act transferring Terry and Yoakum Counties from the Seventh to the Ninth Administrative Judicial District; amending Section 1, Chapter 156, Acts of the 40th Legislature, Regular Session, 1927, as amended (Article 200a, Vernon's Texas Civil